



OFFICE OF THE ATTORNEY GENERAL OF TEXAS
AUSTIN

GERALD C. MANN
ATTORNEY GENERAL

Honorable George H. Sheppard
Comptroller of Public Accounts
Austin, Texas

Dear Sir:

Opinion No. 0-3617
Re: Authority of Comptroller to
issue duplicate warrant when
original issued in favor of
Treasury of the United States,
U. S. Geological Survey, has
been lost, without the execu-
tion and filing of bond as
required by Article 4365.

We have your letter of May 27, 1941, requesting
the opinion of this department upon the question whether
you would be authorized to issue duplicate warrant for the
original, when the original, issued in favor of the Treasury
of the United States, U. S. Geological Survey, has been lost,
without the execution and filing of bond as required by
Article 4365.

We enclose herewith a copy of our opinion No. 0-
2305, on the authority of which your question must be
answered in the negative.

Article 4365, quoted in the opinion enclosed here-
with is designed to protect the sovereign which enacted it,
the State of Texas, in the expenditure of public moneys.
This statute must be given a liberal construction with a
view to effectuating its plain object and purpose. The stat-
ute is plain and unambiguous in its terms, and makes no ex-
ceptions from the requirements therein contained.

Yours very truly

APPROVED JUN 10, 1941

ATTORNEY GENERAL OF TEXAS

G. C. Mann
FIRST ASSISTANT
ATTORNEY GENERAL

By

R. W. Fairchild
R. W. Fairchild
Assistant

RWF:ej
Encl.

APPROVED
OPINION
COMMITTEE
BY *R. W. Fairchild*
CHAIRMAN